



94TH GENERAL ASSEMBLY
State of Illinois
2005 and 2006
HB1176

Introduced 02/08/05, by Rep. Angelo Saviano

SYNOPSIS AS INTRODUCED:

70 ILCS 805/8

from Ch. 96 1/2, par. 6315

Amends the Downstate Forest Preserve District Act. Provides that contracts for supplies, material, or work involving an expenditure in excess of \$20,000 must be let to the lowest bidder, except contracts that involve skill, system integration, and other factors, such as contracts for or requiring: personal confidence; professional skill, fitness, or ability; utilities; services or supplies that require integration with existing systems, such as a computer system or a security system; magazines, books, and periodicals of an educational nature; telecommunication systems; supplies available from only one source; maintenance, repair, and replacement parts by authorized service agents; or an emergency that affects public health, safety, and welfare.

LRB094 07431 AJ0 37593 b

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Downstate Forest Preserve District Act is
5 amended by changing Section 8 as follows:

6 (70 ILCS 805/8) (from Ch. 96 1/2, par. 6315)

7 Sec. 8. Powers and duties of corporate authority and
8 officers; contracts; salaries.

9 (a) The board shall be the corporate authority of such
10 forest preserve district and shall have power to pass and
11 enforce all necessary ordinances, rules and regulations for the
12 management of the property and conduct of the business of such
13 district. The president of such board shall have power to
14 appoint such employees as may be necessary. In counties with
15 population of less than 3,000,000, within 60 days after their
16 selection the commissioners appointed under the provisions of
17 Section 3a of this Act shall organize by selecting from their
18 members a president, secretary, treasurer and such other
19 officers as are deemed necessary who shall hold office for the
20 fiscal year in which elected and until their successors are
21 selected and qualify. In the one district in existence on July
22 1, 1977, that is managed by an appointed board of
23 commissioners, the incumbent president and the other officers
24 appointed in the manner as originally prescribed in this Act
25 shall hold such offices until the completion of their
26 respective terms or in the case of the officers other than
27 president until their successors are appointed by said
28 president, but in all cases not to extend beyond January 1,
29 1980 and until their successors are selected and qualify.
30 Thereafter, the officers shall be selected in the manner as
31 prescribed in this Section except that their first term of
32 office shall not expire until June 30, 1981 and until their

1 successors are selected and qualify.

2 (b) In any county, city, village, incorporated town or
3 sanitary district where the corporate authorities act as the
4 governing body of a forest preserve district, the person
5 exercising the powers of the president of the board shall have
6 power to appoint a secretary and an assistant secretary and
7 treasurer and an assistant treasurer and such other officers
8 and such employees as may be necessary. The assistant secretary
9 and assistant treasurer shall perform the duties of the
10 secretary and treasurer, respectively in case of death of such
11 officers or when such officers are unable to perform the duties
12 of their respective offices. All contracts for supplies,
13 material or work involving an expenditure in excess of \$20,000
14 shall be let to the lowest responsible bidder, after
15 advertising at least once in one or more newspapers of general
16 circulation within the district, excepting (1) work requiring
17 personal confidence; (2) work of individuals possessing a high
18 degree of professional skill when the ability or fitness of the
19 individual plays an important part; (3) contracts for utility
20 service, such as gas or electric; (4) contracts for services or
21 supplies that require integration with existing systems or
22 existing computer hardware or software, such as security
23 systems and integrated computer systems and related services;
24 (5) contracts for the purchase of magazines, books,
25 periodicals, and similar articles of an educational or
26 instructional nature; (6) contracts that, by their nature, are
27 not adapted to award by competitive bidding, such as
28 telecommunications systems; (7) contracts for services or
29 supplies that are available only from a single source; (8)
30 contracts for maintenance or service of equipment that is
31 available only through an authorized service agent; (9)
32 contracts for the supply of repair parts for equipment, when
33 the parts are available only through the manufacturer or an
34 authorized service agent; and (10) contracts required to meet
35 an immediate emergency that affects the public health, safety,
36 or welfare, in which case the board of commissioners shall set

1 forth the nature of the danger to the public health, safety, or
2 welfare ~~or necessary supplies under the control of monopolies,~~
3 ~~where competitive bidding is impossible.~~ Contracts for
4 supplies, material or work involving an expenditure of \$20,000
5 or less may be let without advertising for bids, but whenever
6 practicable, at least 3 competitive bids shall be obtained
7 before letting such contract. All contracts for supplies,
8 material or work shall be signed by the president of the board
9 of commissioners or by any such other officer as the board in
10 its discretion may designate.

11 (c) The president of any board of commissioners appointed
12 under the provisions of Section 3a of this Act shall receive a
13 salary not to exceed the sum of \$2500 per annum and the salary
14 of other members of the board so appointed shall not exceed
15 \$1500 per annum. Salaries of the commissioners, officers and
16 employees shall be fixed by ordinance.

17 (Source: P.A. 93-897, eff. 1-1-05.)